

HARVEY PUBLIC LIBRARY DISTRICT

15441 Turlington Avenue
Harvey, IL 60426-3683

(708) 331-0757
(FAX) 331-2835
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January 19, 2006

FCC
Office of the Secretary
445 12th Street SW
Washington, DC 20554

To Whom It May Concern:

This is a request for review of the denial of our appeal for an Invoicing Deadline Extension. We are seeking either an Invoicing Deadline Extension or a waiver of the deadline in order to fix a minor clerical error. This is regarding:

CC Docket No. 02-6
CC Docket No. 96-45
Harvey Public Library District - BEN: 135535
SLD Invoice Number: 376227
471 Application Number: 307716
Funding Request Numbers: 810261, 810395
Service Provider: Logical Network Services SPIN: 143005540
Amount in question: \$168,921.00

The service provider, Logical Network Services, originally contacted me in May of 2004 to inform me that their repeated payment requests had been denied. I contacted USAC-SLD and was informed that the reason for the denials was the fact that my 486 had a start date of 2/7/2003 and the Logical Network Services delivery date was 1/25/2003. The delivery date cannot be earlier than the start date. There were some extenuating circumstances because around the time that I had filed the 486 form because I had a flood in my office due to a clogged roof drain and much of my paperwork was damaged. Regardless, I made a clerical error by apparently putting down the date they finished the work instead of

Marion Beck – President

Julius Patterson – Vice-President Joyce Kellogg-Weaver – Treasurer Christopher C. Barton III – Secretary
Robin Maatman – Trustee Annette Turner – Trustee Brenda Thompson – Trustee

putting down the date they started the work. We received our funding commitment from USAC-SLD on 12/30/2002 so we clearly did not start the work prior to approval.

The service provider was threatening litigation, demanding that we pay the amount due them and had refused to file any more E-Rate paperwork so I contacted USAC-SLD. The representative told me it would be simple to fix and that all I needed to do was file an "Invoicing Deadline Extension" and once I received the extension I could file a form 500 to correct the 486 mistake. I filed an Invoicing Deadline Extension on 5/27/2004 (Case #21-087761) in order move forward but the request was lost by USAC-SLD. I contacted the Office of the Ombudsman for USAC-SLD who was able to locate the lost paperwork and get it processed but unfortunately the request was denied due to the length of time involved. We could never afford to pay a large bill like this without assistance from the E-Rate program so I would greatly appreciate reconsideration in this matter.

Sincerely,

Jay Kalman
Library Director
Harvey Public Library District - 135535
708-331-0757 x205
jkalman@harvey.lib.il.us



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2002-2003

November 28, 2005

Jay Kalman
Harvey Public Library District
15441 Turlington Avenue
Harvey, IL 60426

Re: Applicant Name:	HARVEY PUBLIC LIBRARY DISTRICT
Billed Entity Number:	135535
Form 471 Application Number:	307716
Funding Request Number(s):	810261, 810395
Decision Letter Date:	March 5, 2003
Date Appeal Postmarked:	May 27, 2004
Your Correspondence Received:	May 27, 2004

Our records show that your appeal was postmarked more than 60 days after the date your Form 486 Notification Letter was issued, as shown above. Federal Communications Commission (FCC) rules require applicants to postmark appeals within 60 days of the date on the decision letter being appealed. FCC rules do not permit the Schools and Library Division (SLD) to consider your appeal.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Schools and Libraries Division
Universal Service Administrative Company